

MINUTES

**MONTANA SENATE
58th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN BOB DEPRATU**, on February 13, 2003 at 9 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Bob DePratu, Chairman (R)
Sen. Bob Story Jr., Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. John C. Bohlinger (R)
Sen. Jon Ellingson (D)
Sen. Bill Glaser (R)
Sen. Dan Harrington (D)
Sen. Walter McNutt (R)
Sen. Mike Taylor (R)
Sen. Ken Toole (D)

Members Excused: Sen. Jim Elliott (D)

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Shirley Herrin, Committee Secretary

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: SR 3, 2/10/03 SB 353,
2/10/2003;
Executive Action: SB 294, SB 302, SB 138, SR 3

HEARING ON SR 3

Opening Statement by Sponsor:

9:01 **SEN. MIKE WHEAT, SD 14, Bozeman**, "Direct appointment of Senate Select Committee to investigate DOR POINTS system".

Proponents' Testimony: None

Opponents' Testimony: None

Informational Witnesses:

9:04 Kurt Alme, Director, Department of Revenue

Questions from Committee Members and Responses:

9:05 Begin
9:20 Ended
15 min Time elapsed.

Closing by Sponsor:

9:20 **SEN. WHEAT** closed on SR 3.

HEARING ON SB 353

Opening Statement by Sponsor:

9:21 **SEN. JOHN BOHLINGER, SD7, Billings** "Car rental tax and accommodations tax to fund parks and rest stop improvements" **EXHIBIT (tas32a01)** **EXHIBIT (tas32a02)**

Proponents' Testimony:

9:30 Jim Smith, MT Library Assoc.

Opponents' Testimony:

9:34 Robert Ward, Vice President/General Manager, Enterprise Rental Cars
9:36 Webb Brown, MT Chamber of Commerce
9:38 Amy Sullivan, MT Tourism Coalition **EXHIBIT (tas32a03)**
EXHIBIT (tas32a04)
9:40 Riley Johnson, Enterprise Rent-A-Car, also representing Mary Whittinghill, MT Taxpayers Assoc.
9:41 Candace Payne, MT Rental Car Assoc.
9:45 Cathy Burwell, Pres/CEO, Helena Chamber of Commerce
9:47 Stuart Doggett, MT Innkeepers
9:50 Mike Fellows, MT Libertarian Party **EXHIBIT (tas32a05)**
9:51 Steve Turkiewicz, MT Auto Dealers Assoc.

Informational Witnesses:

9:52 Chris Smith, Chief of Staff, MT FWP **EXHIBIT (tas32a06)**

9:53 Anna Marie Moe, Dept. of Commerce

Questions from Committee Members and Responses:

9:54 Begin

9:57 **SEN. MIKE TAYLOR** questioned John Blacker, Maintenance Administrator, Department of Transportation.

10:04 Ended

10 min Time elapsed

Closing by Sponsor:

10:05 **SEN. BOHLINGER** closed on SB 353.

EXECUTIVE ACTION ON SB 294

10:10 **Motion:** **SEN. ROBERT STORY** moved that **SB 294 DO PASS.**

Motion: **SEN. STORY** moved that **SB 294 BE AMENDED**
SB029401.alh **EXHIBIT**(tas32a07) .

Discussion:

10:11 **SEN. KELLY GEPHARDT** addressed the amendments.

Questions from the Committee:

10:13 Begin

10:17 Ended

4 min Time elapsed

Vote: Motion on the amendment **carried unanimously** with **ELLIOTT** voting by proxy.

10:19 **Motion/Vote:** **SEN. WALT MCNUTT** moved that **SB 294 DO PASS AS AMENDED. Motion carried unanimously** with **ELLIOTT** voting by proxy.

EXECUTIVE ACTION ON SB 302

Motion: **SEN. BOHLINGER** moved that **SB 302 BE AMENDED** SB030202.alh **EXHIBIT**(tas32a08) .

Discussion:

10:21 Lee Heiman addressed the amendments.

Vote: Motion on the amendment **carried unanimously** with **ELLIOTT** voting by proxy.

10:24 **Motion/Vote:** SEN. BOHLINGER moved that SB 302 DO PASS
AS AMENDED. Motion carried unanimously with ELLIOTT
voting by proxy.

EXECUTIVE ACTION ON SB 138

Motion:

10:26 _____ SEN. STORY moved that SB 138 DO PASS.

Discussion:

10:27 Begin
10:28 Ended
1 min Time elapsed

Vote: Motion carried unanimously with ELLIOTT voting by proxy.

EXECUTIVE ACTION ON SB 176

10:29 SEN. BILL GLASER, moved to reconsider the action on SB
176 and bring the bill back to the Committee for
further consideration.

Discussion:

10:30 Begin
10:48 Ended
18 min Time elapsed

Vote: Motion carried 7-4 with ELLINGSON, HARRINGTON, and TOOLE
voting no and ELLIOTT voting no by proxy.

EXECUTIVE ACTION ON SB 256

10:49 **Motion:** SEN. ELLINGSON moved that SB 256 DO PASS.

Discussion: It was noted that the Committee was waiting for a
revised fiscal note on this bill. SEN. ELLINGSON withdrew his
motion.

EXECUTIVE ACTION ON SR 3

10:50 **Motion:** SEN. BOHLINGER moved that SR 3 DO PASS.

Discussion:

10:50 Begin
11:01 Ended

11 min Time elapsed

Vote: Motion failed 5-6 with BLACK, DEPRATU, GLASER, MCNUTT, STORY, and TAYLOR voting no.

Motion/Vote: SEN. GLASER moved that SR 3 BE INDEFINITELY POSTPONED. Motion carried 6-5 with BOHLINGER, ELLINGSON, ELLIOTT, HARRINGTON, and TOOLE voting no.

ADJOURNMENT

Adjournment: 11:04 A.M.

SEN. BOB DEPRATU, Chairman

SHIRLEY HERRIN, Secretary

BD/SH

EXHIBIT (tas32aad)